9/18/89 VACATION OF SCRIVER ROAD
(Cul-de-sac right of way)
5101 Scriver Rd



HASTINGS, MN LOS ANGELES-CHICAGO-LOGAN, OF MCGREGOR, TX-LOCUST GROVE, GA U.S.A.

DORSEY & WHITNEY

A Partnership Including Professional Corporations

350 PARK AVENUE NEW YORK, NEW YORK 10022 (212) 415-9200

1330 CONNECTICUT AVENUE, N. W. WASHINGTON, D. C. 20036 (202) 857-0700

3 GRACECHURCH STREET LONDON EC3V OAT, ENGLAND 01-929-3334

> 36, RUE TRONCHET 75009 PARIS, FRANCE 01-42-66-59-49

FAR EAST FINANCE GENTER HONG HONG 852-5-8612555 2200 FIRST BANK PLACE EAST MINNEAPOLIS, MINNESOTA 55402 (612) 340~2600

TELEX 29-0605 FAX (612) 340-2868 340 FIRST NATIONAL BANK BUILDING ROCHESTER, MINNESOTA 55903 (507) 288-3156

315 FIRST NATIONAL BANK BUILDING WAYZATA, MINNESOTA 55391 (612) 475-0373

1200 FIRST INTERSTATE CENTER BILLINGS, MONTANA 59103 (406) 252-3800

201 DAVIDSON BUILDING GREAT FALLS, MONTANA 59401 (406)727-3632

127 EAST FRONT STREET MISSOULA, MONTANA 59802 (406)721-6025

November 7, 1989

Ms. Marcella M. Daehn City Clerk City of Edina 4801 West 50th Street Edina, Minnesota 55424

Re: Not

Notice of Completion

Dear Ms. Daehn:

Enclosed is the original, recorded Notice of Completion of Proceedings on Vacation of Easement for Street Purposes.

Very truly yours,

Christine L. Holmquist

Legal Assistant to Thomas S. Erickson

CLH/aal Enclosure

cc: Thomas S. Erickson, Esq.

DORSEY & WHILKLY

. The first section of the section

(50 P.E.S.F. AVEA) (AER FORK, NEW YORK 19 (2 (202)-05 (220)

uteningsins in a tree a Uten Coat of 1330 of a tree a Uten Coat of 1330 of a tree a

ACCOUNT FOR BATTERS (ACCOUNTS OF THE STATE O

m to the man in a contract of the contract of

MOME FOR A STATE OF S

MINE THE BONE BY STORE OF THE STATE OF THE S

But the second second

TOPE VIOLET PROPERTY OF THE CONTROL OF T

grand Karley and Angele Andrew Miller and Angele An

5588153



NOTICE OF COMPLETION OF PROCEEDINGS
ON VACATION OF EASEMENT FOR STREET PURPOSES

NOTICE IS HEREBY GIVEN that the City Council of Edina, Hennepin County, Minnesota, on September 18, 1989, adopted a resolution Vacating Easement for Street Purposes, after public hearing and notice thereof as required by law and after determining it to be in the best interest of the City and of the public that said easement vacation be made, which resolution ordered the vacation of the following described easement for street purposes, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota:

IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA

That part of SCRIVER ROAD lying northerly of the following described line:

Beginning at the southwest corner of Lot 1, Block 1, HYLAND ACRES, according to the recorded plat thereof; thence North 88 degrees 38 minutes 15 seconds East along the south line of said Lot 1 and its easterly extension a distance of 51.67 feet; thence 67.92 feet along a curve concave to the southwest having a radius of 64.43 feet and a central angle of 60 degrees 23 minutes 45 seconds, to a point on the southwesterly line of Lot 2, said Block 1, distant 31.04 feet northwesterly from the most southerly corner of said Lot 2 and said line there terminating.

The City of Edina reserves in favor of itself a utility easement within said described vacated street right of way for the maintenance, replacement, repair and removal of, and for otherwise attending to, underground storm sewer as deemed necessary by the City of Edina.

The time of completion of proceedings and the effective date of said vacation is September 19, 1989.

BY ORDER OF THE CITY COUNCIL CITY OF EDINA

Marcella M Breha

Marcella M. Daehn

City Clerk, City of Edina

TRANSFER ENTERED
DETT. OF PROPERTY TAX & PUBLIC RECORDS

OCT 25 1989

BY DEPUTY DEPUTY

25DCT8913:13 D5588153 DDC \$10.50

GFFICE OF COUNTY RECORDER
THREENING COUNTY, MANIESOTA
POTTFIED FOLD AND ON
RECORD OF AND ON

89 OCT 25 PM I: 14

13 DOCUMENT #5588153

REC FEE /s-COPY FEE. 50

DX 348

DORSEY & WHITNEY

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

350 PARK AVENUE NEW YORK, NEW YORK 10022 (212)415-9200

1330 CONNECTICUT AVENUE, N. W. WASHINGTON, D. C. 20036 (202) 857-0700

3 GRACECHURCH STREET LONDON EC3V OAT, ENGLAND 01-929-3334

> 36, RUE TRONCHET 75009 PARIS, FRANCE 01-42-66-59-49

FAR EAST FINANCE CENTER HONG KONG 852-5-8612555 2200 FIRST BANK PLACE EAST MINNEAPOLIS, MINNESOTA 55402 (612) 340~2600

TELEX 29-0605 FAX (612) 340-2868 340 FIRST NATIONAL BANK BUILDING ROCHESTER, MINNESOTA 55903 (507) 288-3156

315 FIRST NATIONAL BANK BUILDING WAYZATA, MINNESOTA 55891 (612) 475-0373

1200 FIRST INTERSTATE CENTER BILLINGS, MONTANA 59103 (406) 252-3800

201 DAVIDSON BUILDING GREAT PALLS, MONTANA 59401 (406)727-3632

127 EAST FRONT STREET MISSOULA, MONTANA 59802 (406)721-6025

October 26, 1989

Ms. Marcella M. Daehn City Clerk City of Edina 4801 West 50th Street Edina, MN 55424

Re: Vacation of Scriver Road Right of Way

Dear Ms. Daehn:

Per your request the Notice of Completion for the above-referenced Vacation has been recorded as Document No. 5588153 with the Hennepin County Recorder's Office. The original document will be forwarded to you upon receipt. The duplicate Notice with the filing data is enclosed.

Very truly yours,

Christine Holmquist Legal Assistant to

Thomas S. Erickson

CH/mjy Enclosure

cc: Thomas S. Erickson, Esq.

Dinkey on Hylmonia

((e,e) + (e,e) + (e,

And Adam Shee 1921 to a few streets of the streets

A TORRING TO P. T. STATE TO P. S. ST

in the state of th

The transfer of the control of the c

THE TOTAL STREET STREET STREET

Carpo en Reine Carpo en Reine Carpo en Reine

MORENE SON OF BOOK TO SON OF S



NOTICE OF COMPLETION OF PROCEEDINGS ON VACATION OF EASEMENT FOR STREET PURPOSES IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of Edina, Hennepin County, Minnesota, on September 18, 1989, adopted a resolution Vacating Easement for Street Purposes, after public hearing and notice thereof as required by law and after determining it to be in the best interest of the City and of the public that said easement vacation be made, which resolution ordered the vacation of the following described easement for street purposes, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota:

That part of SCRIVER ROAD lying northerly of the following described line:

Beginning at the southwest corner of Lot 1, Block 1, HYLAND ACRES, according to the recorded plat thereof; thence North 88 degrees 38 minutes 15 seconds East along the south line of said Lot 1 and its easterly extension a distance of 51.67 feet; thence 67.92 feet along a curve concave to the southwest having a radius of 64.43 feet and a central angle of 60 degrees 23 minutes 45 seconds, to a point on the southwesterly line of Lot 2, said Block 1, distant 31.04 feet northwesterly from the most southerly corner of said Lot 2 and said line there terminating.

The City of Edina reserves in favor of itself a utility easement within said described vacated street right of way for the maintenance, replacement, repair and removal of, and for otherwise attending to, underground storm sewer as deemed necessary by the City of Edina.

The time of completion of proceedings and the effective date of said vacation is September 19, 1989.

BY ORDER OF THE CITY COUNCIL CITY OF EDINA

Marcella M. Daehn

City Clerk, City of Edina

Maulla M Driha

TRANSFER ENTERED
DEPT. OF PROPERTY TAX & PUBLIC RECORDS

OCT 25 1989

HENNESON COUNTY MINN

OFFICE OF COUNTY RECORDER
FEMERIC COUNTY, MINIESOTA
CYNTTED F. F. AND OS
LECTROLOGI

BARRIES NOT CO

** SOCIVENT #5588153

Duplicate Filing Certificate 50 Cents



October 16, 1989

Thomas S. Erickson, P.A. Dorsey and Whitney 2200 First Bank Place East Minneapolis, MN 55402

Re: Vacation of Scriver Road Right of Way

Dear Tom:

Enclosed is a Notice of Completion for the above referenced vacation.

Will you please have the document entered into the transfer record of the County Auditor and filed with the County Recorder and then send me the recording data.

Very truly yours,

Marcella M. Daehn

Marulla M. Jack

City Clerk

enclosure

cc: Francine Feinberg, Petitioner 5101 Scriver Road Edina, MN 55436



NOTICE OF COMPLETION OF PROCEEDINGS ON VACATION OF EASEMENT FOR STREET PURPOSES IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of Edina, Hennepin County, Minnesota, on September 18, 1989, adopted a resolution Vacating Easement for Street Purposes, after public hearing and notice thereof as required by law and after determining it to be in the best interest of the City and of the public that said easement vacation be made, which resolution ordered the vacation of the following described easement for street purposes, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota:

That part of SCRIVER ROAD lying northerly of the following described line:

Beginning at the southwest corner of Lot 1, Block 1, HYLAND ACRES, according to the recorded plat thereof; thence North 88 degrees 38 minutes 15 seconds East along the south line of said Lot 1 and its easterly extension a distance of 51.67 feet; thence 67.92 feet along a curve concave to the southwest having a radius of 64.43 feet and a central angle of 60 degrees 23 minutes 45 seconds, to a point on the southwesterly line of Lot 2, said Block 1, distant 31.04 feet northwesterly from the most southerly corner of said Lot 2 and said line there terminating.

The City of Edina reserves in favor of itself a utility easement within said described vacated street right of way for the maintenance, replacement, repair and removal of, and for otherwise attending to, underground storm sewer as deemed necessary by the City of Edina.

The time of completion of proceedings and the effective date of said vacation is September 19, 1989.

BY ORDER OF THE CITY COUNCIL CITY OF EDINA

Maculla M. Dacha

Marcella M. Daehn

City Clerk, City of Edina

NOTICE OF COMPLETION OF PROCEEDINGS ON VACATION OF EASEMENT FOR STREET PURPOSES IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of Edina, Hennepin County, Minnesota, on September 18, 1989, adopted a resolution Vacating Easement for Street Purposes, after public hearing and notice thereof as required by law and after determining it to be in the best interest of the City and of the public that said easement vacation be made, which resolution ordered the vacation of the following described easement for street purposes, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota:

That part of SCRIVER ROAD lying northerly of the following described line:

Beginning at the southwest corner of Lot 1, Block 1, HYLAND ACRES, according to the recorded plat thereof; thence North 88 degrees 38 minutes 15 seconds East along the south line of said Lot 1 and its easterly extension a distance of 51.67 feet; thence 67.92 feet along a curve concave to the southwest having a radius of 64.43 feet and a central angle of 60 degrees 23 minutes 45 seconds, to a point on the southwesterly line of Lot 2, said Block 1, distant 31.04 feet northwesterly from the most southerly corner of said Lot 2 and said line there terminating.

The City of Edina reserves in favor of itself a utility easement within said described vacated street right of way for the maintenance, replacement, repair and removal of, and for otherwise attending to, underground storm sewer as deemed necessary by the City of Edina.

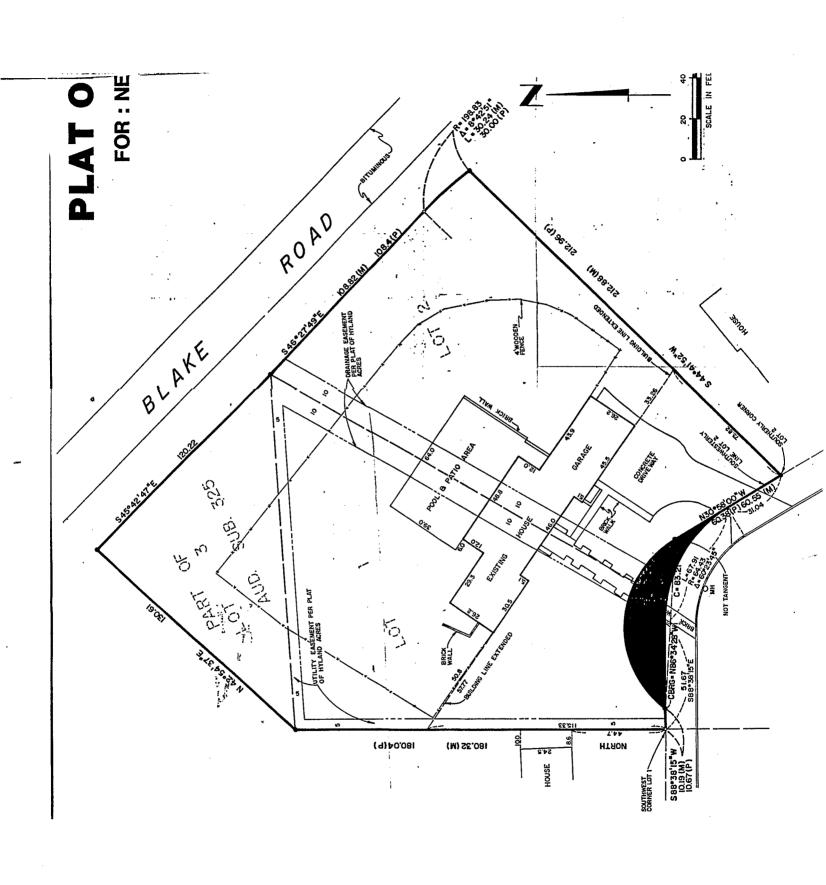
The time of completion of proceedings and the effective date of said vacation is September 19, 1989.

BY ORDER OF THE CITY COUNCIL CITY OF EDINA

Marcella M. Daehn City Clerk, City of Edina

CITY OF EDINA

	FUBLIC RIGHT	-UF-WAY VACAIL	ON APPLIC	ATION		
Dat	e Initiated Wy, 11	989				
1)	I hereby petition the City Councildescribed public right-of-way:	l of the City	of Edina	to vacate all	L of the fol	lowing
Ĺ	Street	Alley		Utility Ea	isement	
	Drainage Easement	Other <u> </u>	(descr	ibe)		
Leg	al description of area proposed t	o be vacated:	~		TOTAL	75.001
	(See attached copy of p	olat)	·- <u>-</u>			08/11/99
<u> </u>						
*				•		,
						
	ached copy of <u>scaled drawing</u> show	Signature Address Telephone	λ.	re Dei Scri 5974	rherg ier K	d
2)	Review					
	CITY ENGINEER by	Accep	table [Opposed	Condi	tional
	Conditions					,
•	MINNEGASCO by	Ассер	table [Opposed	Condi	tional
	Conditions				•	
	N.W. BELL by	Accep	table [Opposed	Cond	ltional
	Conditions					
	N.S.P. <u>by</u>	Accep	table [Opposed	Cond	itional
	Conditions		<u> </u>			



COUNTY OF HENNEPIN) SS	
CITY OF EDINA)	CERTIFICATE OF MAILING NOTICE
of the City of Edina, Minnesota, date <u>August 25</u> , City I deposited in the United St	ing the duly qualified acting City Clerk hereby certify that on the following 19 89 , acting on behalf of said tates mail copies of the attached
(Exhibit A), enclosed in sealed of prepaid, addressed to the persons list (Exhibit B) attached to the	CATION OF SCRIVER ROAD RIGHT OF WAY envelopes, with postage thereon duly at the addresses as shown on the mailing original hereof, which list is on file those appearing on the records of the
County Auditor as owners of the pames, as of a date at least 14 and that I also sent said notice	property listed opposite their respective days prior to the date of the hearing; to the following corporations at the ty is exempt from taxation and is therefore
Name	Address
•	
	· · · · · · · · · · · · · · · · · · ·
WITNESS my hand and sea	al of said City this <u>25th</u> day of
, 19	89
	Marulla M Brehm
	Edina City Clerk



4801 WEST 50TH STREET, EDINA, MINNESOTA 55424 612-927-8861

NOTICE OF PUBLIC HEARING ON VACATION OF EASEMENT FOR STREET PURPOSES IN THE CITY OF EDINA HENNEPIN COUNTY, MINNESOTA

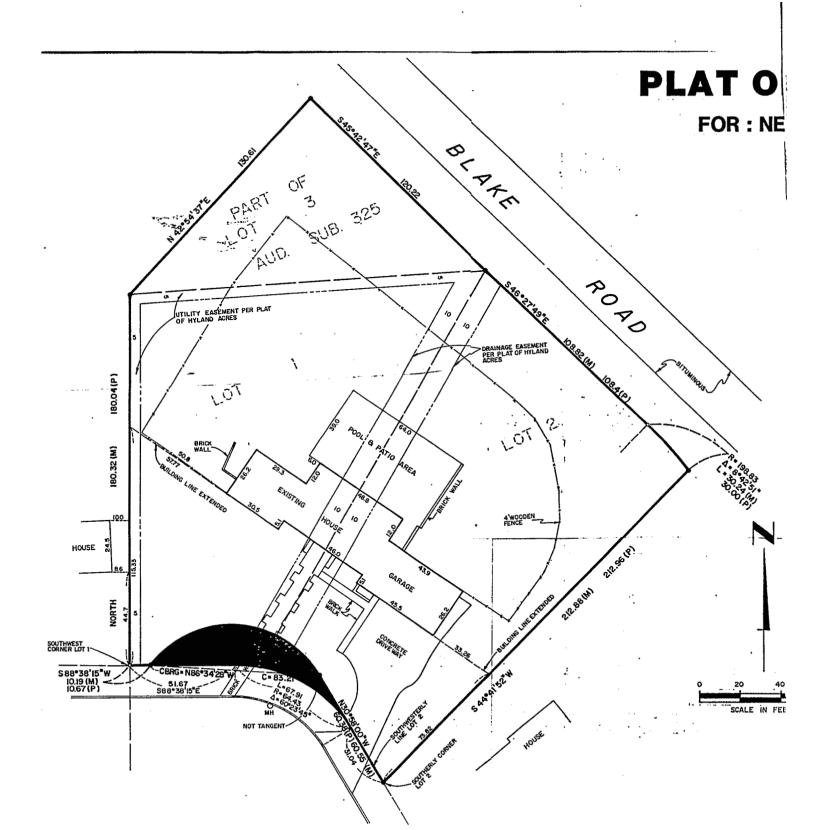
NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4801 West 50th Street on September 18, 1989, at 7:00 p.m., for the purpose of holding a public hearing on the proposed vacation of the following easement for street purposes:

That part of SCRIVER ROAD lying northerly of the following described line:

Beginning at the southwest corner of Lot 1, Block 1, HYLAND ACRES, according to the recorded plat thereof; thence North 88 degrees 38 minutes 15 seconds East along the south line of said Lot 1 and its easterly extension a distance of 51.67 feet; thence 67.92 feet along a curve concave to the southwest having a radius of 64.43 feet and a central angle of 60 degrees 23 minutes 45 seconds, to a point on the southwesterly line of Lot 2, said Block 1, distant 31.04 feet northwesterly from the most southerly corner of said Lot 2 and said line there terminating.

All persons who desire to be heard with respect to the question of whether or not the above proposed street right of way vacation is in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed street right of way vacation affects existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric, telephone, or cable television poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

BY ORDER OF THE EDINA CITY COUNCIL Marcella M. Daehn, City Clerk



MAILING LIST - VACATION OF SCRIVER ROAD -

- 5101 Scriver Road Lots 1 & 2, Blk 1, Hyland Acres and part of Lot 37 Aud. Subd #325

30-117-21-41-0020

Neil O. Feinberg 5101 Scriver Road Edina MN 55435

0022 Cornelius W. Wiens 5025 Scriver Road Edina MN 55435

0014 Brian J. Mahoney (5109 Scriver Road) 5108 Blake Road Edina MN 55435

> Matt Haveland Rogers Cablesystems 801 Plymouth Avenue No. Minneapolis MN 55411

Stuart E. Fraser NSP Normandale Division 5309 W. 70th Street Edina, MN 55435

Steven Von Bargen Minnegasco 700 Linden Avenue S. P.O. Box 1165 Minneapolis MN 55403

Pat Hopman U.S. West Communications 6244 Cedar Avenue So. Richfield MN 55423



REPORT/RECOMMENDATION

To: Mayor & City Council	Agenda Item # ^{▼.Δ.}	
From: Francis Hoffman	Consent x	
City Engineer	Information Only	
Date: 18 September, 1989	Mgr. Recommends To HRA	
Subject: Vacation of Portion	▼ To Council	ju.
of Scriver Road		
Right-of-Way	Action x Motion	140)
	Resolution	disper.
The state of the s	☐ Ordinance ☐	- 4-4-3-5
to seek of the almost and he to the gradual property of the second gradual field of the second gradual field of	☐ Discussion	
over area. (Storm sewer pipe in pla	ject to maintenance of utility easement	7-1-
Info/Background		
to be vacated. This is a portion of	py of the area (black shading) requested Scriver Road that was a cul-de-sac before	
Attached is the application and a conto be vacated. This is a portion of the roadway was extended to the west Cablesystems have no objection to the	Scriver Road that was a cul-de-sac before Minnegasco, NSP, U.S. West and Rogers e vacation of the excess right-of-way.	Tell J.
Attached is the application and a conto be vacated. This is a portion of the roadway was extended to the west Cablesystems have no objection to the	Scriver Road that was a cul-de-sac before . Minnegasco, NSP, U.S. West and Rogers e vacation of the excess right-of-way.	
Attached is the application and a contone to be vacated. This is a portion of the roadway was extended to the west Cablesystems have no objection to the However, the City has a storm sewer	Scriver Road that was a cul-de-sac before . Minnegasco, NSP, U.S. West and Rogers e vacation of the excess right-of-way.	
Attached is the application and a contone to be vacated. This is a portion of the roadway was extended to the west Cablesystems have no objection to the However, the City has a storm sewer	Scriver Road that was a cul-de-sac before . Minnegasco, NSP, U.S. West and Rogers e vacation of the excess right-of-way.	Color
Attached is the application and a contone to be vacated. This is a portion of the roadway was extended to the west Cablesystems have no objection to the However, the City has a storm sewer	Scriver Road that was a cul-de-sac before . Minnegasco, NSP, U.S. West and Rogers e vacation of the excess right-of-way.	The second secon

STREET AND/OR EASEMENT VACATION REVIEW

CITY ENGINEER	by June) Affina	M	Acceptable	Opposed	Conditional
MINNEGASCO by			Acceptable _	Opposed	Conditional
	MUNICATIONS by		Acceptable	Opposed	Conditional
NSP by			Acceptable _	Opposed	Conditional
ROGERS CABLES	YSTEMS by		Acceptable _	Opposed [Conditional
CONDITIONS:	Retain 47	11	· crp-	aren/	Stam Seven
. · —					
LOCATION:	Scriver Road right of	way a	djacent to Lo	ots 1 and 2, E	Block 1,
	HYLAND ACRES (5101 Sc	river	Road)		

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

Return to: City Clerk

City of Edina

4801 W. 50th Street Edina, MN 55424



NOTICE OF PUBLIC HEARING ON VACATION OF EASEMENT FOR STREET PURPOSES IN THE CITY OF EDINA HENNEPIN COUNTY, MINNESOTA

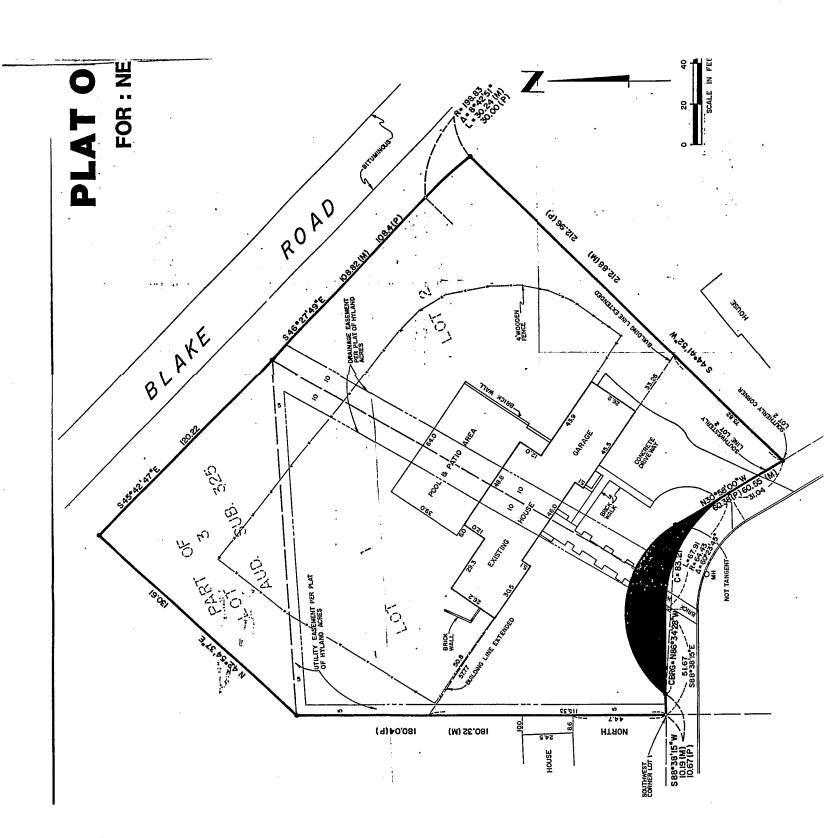
NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4801 West 50th Street on September 18, 1989, at 7:00 p.m., for the purpose of holding a public hearing on the proposed vacation of the following easement for street purposes:

That part of SCRIVER ROAD lying northerly of the following described line:

Beginning at the southwest corner of Lot 1, Block 1, HYLAND ACRES, according to the recorded plat thereof; thence North 88 degrees 38 minutes 15 seconds East along the south line of said Lot 1 and its easterly extension a distance of 51.67 feet; thence 67.92 feet along a curve concave to the southwest having a radius of 64.43 feet and a central angle of 60 degrees 23 minutes 45 seconds, to a point on the southwesterly line of Lot 2, said Block 1, distant 31.04 feet northwesterly from the most southerly corner of said Lot 2 and said line there terminating.

All persons who desire to be heard with respect to the question of whether or not the above proposed street right of way vacation is in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed street right of way vacation affects existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric, telephone, or cable television poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

BY ORDER OF THE EDINA CITY COUNCIL Marcella M. Daehn, City Clerk



STREET AND/OR EASEMENT VACATION REVIEW

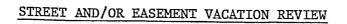
CITY ENGINEER by	Acceptable Opposed Conditional
MINNEGASCO by Steven Von Bryan	Acceptable Opposed Conditional
U.S. WEST COMMUNICATIONS by	Acceptable Opposed Conditional
NSP by	Acceptable Opposed Conditional
ROGERS CABLESYSTEMS by	Acceptable Opposed Conditional
CONDITIONS:	· · · · · · · · · · · · · · · · · · ·
LOCATION: Scriver Road right of HYLAND ACRES (5101 Sc	way adjacent to Lots 1 and 2, Block 1,

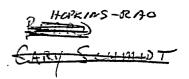
PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

Return to: City Clerk

City of Edina

4801 W. 50th Street Edina, MN 55424





CITY ENGINEER by	Acceptable Opposed Conditional
MINNEGASCO by	Acceptable Opposed Conditional
u.s. west communications by Bl Olson	Acceptable Opposed Conditional
NSP by	Acceptable Opposed Conditional
ROGERS CABLESYSTEMS by	Acceptable Opposed Conditional
CONDITIONS:	
LOCATION: Scriver Road right of	Troy adiabant to Late 1 and 2 Plant 1
HYLAND ACRES (5101 Scr	way adjacent to Lots 1 and 2, Block 1,

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

Return to: City Clerk

City of Edina 4801 W. 50th Street

Edina, MN 55424

STREET AND/OR EASEMENT VACATION REVIEW

CITY ENGINEER	R by		Acceptable		Opposed		Conditional
MINNEGASCO by	у		Acceptable		Opposed		Conditional
U.S. WEST CON	MMUNICATIONS by		Acceptable		Opposed		Conditional
NSP by	Wayne Karland	7	Acceptable		Opposed		Conditional
ROGERS CABLES	SYSTEMS by		Acceptable		Opposed		Conditional
CONDITIONS:			•				
					······································		
LOCATION:	Scriver Road right of	way	adjacent to	Lots :	l and 2,	Block_	1,
_	HYLAND ACRES (5101 Sc	river	Road)				

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

Return to: City Clerk

City of Edina

4801 W. 50th Street

Edina, MN 55424

2_{D-33}

STREET AND/OR EASEMENT VACATION REVIEW

AUG 2 2 1989

CITY ENGINEER by	Acceptable Opposed Conditional
MINNEGASCO by	Acceptable Opposed Conditional
U.S. WEST COMMUNICATIONS by	Acceptable Opposed Conditional
NSP by	Acceptable Opposed Conditional
ROGERS CABLESYSTEMS by fauld Hosdin @ROGERS, Ronald Goodin CONDITIONS:	XXXXX Acceptable Opposed Conditional
•	way adjacent to Lots 1 and 2, Block 1,
LOCATION: Scriver Road right of HYLAND ACRES (5101 Sc	

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

Return to: City Clerk

City of Edina

4801 W. 50th Street Edina, MN 55424

Map L56-23 Phase 23

AUG 3 1 1989



REPORT/RECOMMENDATION

То:	KEN ROSLAND, MANAGER	Agenda Item #	VIII.A
From:	MARCELLA DAEHN, CLERK	Consent	х
		Information Only	
Date:	AUGUST 18, 1989	Mgr. Recommends	☐ To HRA
Subject:	PETITION FOR VACATION OF		x To Council
	SCRIVER ROAD RIGHT OF WAY	Action	☐ Motion
		u	x Resolution
			Ordinance
			Discussion \(\)

Recommendation:

Adoption of a resolution setting September 18, 1989 as hearing date for the vacation of Scriver Road right of way on property at 5101 Scriver Road.

Info/Background:

A petition has been filed with the City requesting vacation of right of way on Scriver Road for Lots 1 and 2, Block 1, HYLAND ACRES (5101 Scriver Road).

A hearing date of September 18, 1989 is recommended to allow time for the required publication and mailing of notices to adjacent property owners and utility companies.

Minnesota Suburban Newspapers AFFIDAVIT OF PUBLICATION

STATE OF MINNESOIA)	_ N
SS.	Com Mim Wes
COUNTY OF HENNEPIN)	p.m. on t
Gregory Ptacin ,	being duly sworn on an oath says that he/sh
the publisher or authorized agent and employee of	the publisher of the newspaper known the
Edina Sun-Current	GE SO te
Edina San Carrent	$_$, and has full knowledge of the facts which $_{ m ha}^{ m fe}$
stated below.	ar a B
(A) The newspaper has complied with all of the requirements	th sa s constituting qualification as a qualified newspa All to the pose
as provided by Minnesota Statute 331A.02, 331A.07, and other	ier applicable laws, as amended.
(B) The printed Notice of Public He	earing vaca earing area
(b) The philled	whit pers cont
75 - 17 - 17 - 17 - 17 - 17 - 17 - 17 -	pole pipe
which is attached was put from the columns of said account.	of the
which is attached was cut from the columns of said newspape	er, and was printed and published once each we or p i repl the
orone_ successive weeks; it was first published on	Wednesday, the 30 reso
August 80	and tion
of August , 1989 , and was thereafter printed and	nd published on every BY MAI
and including day of	
,	, 10, 10
a copy of the lower case alphabet from A to Z, both inclusive,	, which is hereby acknowledged as being the size
and kind of type used in the composition and publication of	f the notice:
and kind of type used in the composition and publication of	the Hotice.
abcdefghijklmnopqrstu	uvwxyz
D)/-	
BY:	
TÍTLE:	General Manager
Acknowledged before me on this	
2 day of October 19 89	
, 10	
Notary Public	
RATE INFORM	ATION
(1) Lowest classified rate paid by commercial years	\$ 100 per !!
 Lowest classified rate paid by commercial users for comparable space 	\$ 1.00 per line (Line, word, or inch rate)
(2) Maximum rate allowed by law for the above matter	\$ 54.4° per line
(3) Rate actually charged for the above matter	(Line, word, or inch rate)
(3) Rate actually charged for the above matter	\$ 49.7¢ per line

City of Edina

Official Publication)
CITY OF EDINA
4007 WEST SOTH STREET
EDINA, MINNESOTA 55424
NOTICE OF PUBLIC HEARING
ON VACATION OF EASEMENT FOR
STREET PURPORES
IN THE COLVETT, MENNESOTA
OUTICE IS SURREBY GIVEN that the City
and of the City of Edina, Hennepin County,
sessed, with medical dipublish City Hall, 4901
at 50th Street on Superioder 18, 1989, at 7:00
at, for the purpose of heiding a public hearing
the prophesed vacation of the following easent for street purposes:

le pur soes of locking a public hearing powed vacation of the following ease-irest purposes:

1 of SCRIVER ROAD lying northerly wing described line:

1 ing at the southwest corner of Lot

1 HYLAND ACRES, according to reded plat thereof; thence North 88 manutes 15 seconds East along the e of said Lot 1 and its easterly exdistance of 51.67 feet; thence 67.92 g a curve concave to the southwest tradius of 64.43 feet and a central 80 degrees 23 minutes 45 seconds, to a southwesterly line of Lot 2, said distant 31.04 feet northwesterly from 50 distant 31.04 feet northwesterly from 50 southerly corner of said Lot 2 and there terminating.

In swho desire to be heard with respect the southwesterly in the public should be made shall be heard at said lace. The Council shall consider the excitor such proposed street right-of-way freet existing easements within the point seed vacation and the extent to present the second of t

(Line, word, or inch rate)

(Aug. 30, 1989)-ED

(Official Publication)
CITY OF EDINA
4801 WEST 50TH STREET
EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARING ON VACATION OF EASEMENT FOR STREET PURPOSES IN THE CITY OF EDINA HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4801 West 50th Street on September 18, 1989, at 7:00 p.m., for the purpose of holding a public hearing on the proposed vacation of the following easement for street purposes:

That part of SCRIVER ROAD lying northerly of the following described line:

Beginning at the southwest corner of Lot 1, Block 1, HYLAND ACRES, according to the recorded plat thereof; thence North 88 degrees 38 minutes 15 seconds East along the south line of said Lot 1 and its easterly extension a distance of 51.67 feet; thence 67.92 feet along a curve concave to the southwest having a radius of 64.43 feet and a central angle of 60 degrees 23 minutes 45 seconds, to a point on the southwesterly line of Lot 2, said Block 1, distant 31.04 feet northwesterly from the most southerly corner of said Lot 2 and said line there terminating.

All persons who desire to be heard with respect to the question of whether or not the above proposed street right of way vacation is in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed street right of way vacation affects existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric, telephone, or cable television poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

BY ORDER OF THE EDINA CITY COUNCIL Marcella M. Daehn, City Clerk

Please publish in the Edina Sun-Current on August 30, 1989. Please send two affidavits of publication.



NOTICE OF PUBLIC HEARING ON VACATION OF EASEMENT FOR STREET PURPOSES IN THE CITY OF EDINA HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4801 West 50th Street on September 18, 1989, at 7:00 p.m., for the purpose of holding a public hearing on the proposed vacation of the following easement for street purposes:

That part of SCRIVER ROAD lying northerly of the following described line:

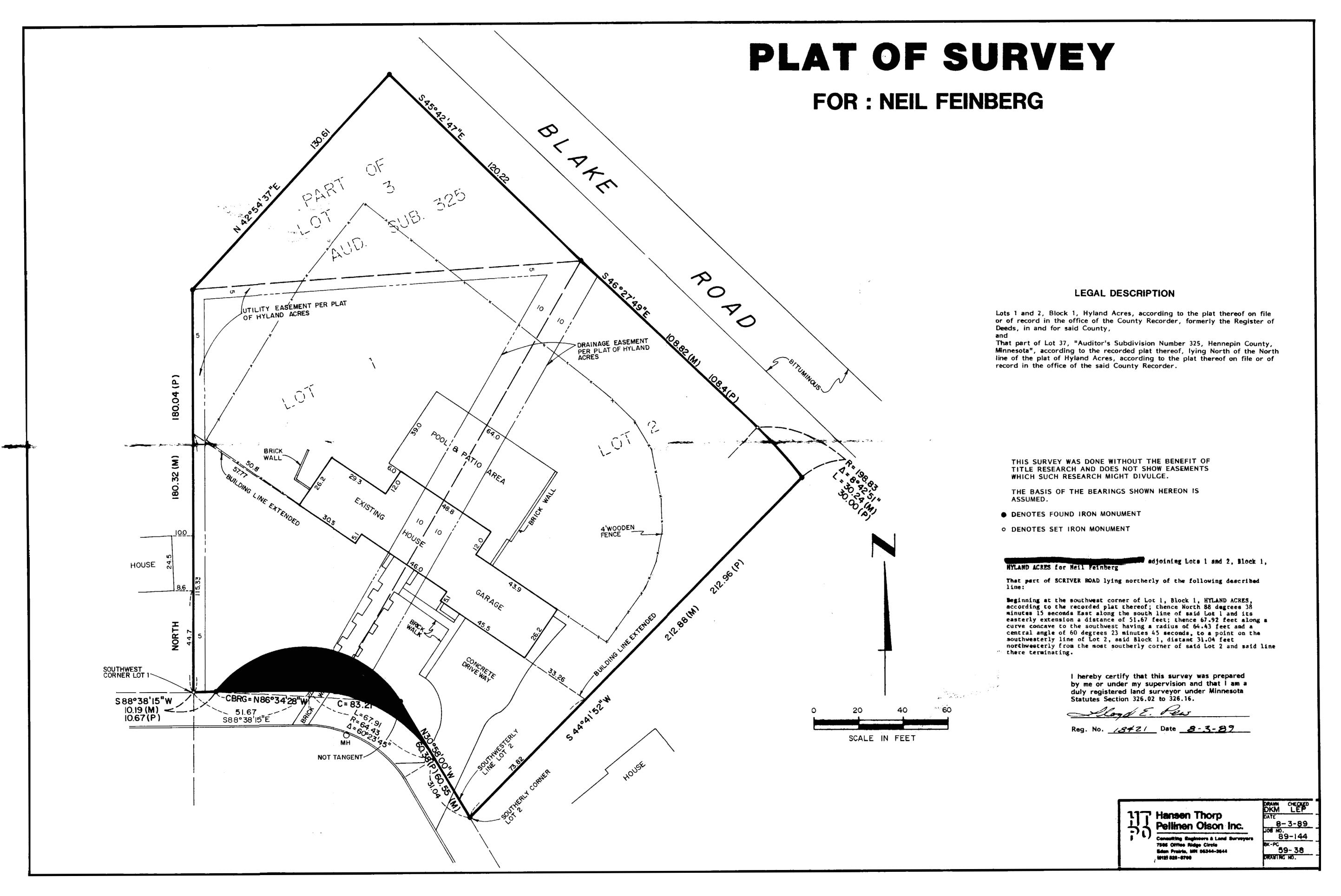
Beginning at the southwest corner of Lot 1, Block 1, HYLAND ACRES, according to the recorded plat thereof; thence North 88 degrees 38 minutes 15 seconds East along the south line of said Lot 1 and its easterly extension a distance of 51.67 feet; thence 67.92 feet along a curve concave to the southwest having a radius of 64.43 feet and a central angle of 60 degrees 23 minutes 45 seconds, to a point on the southwesterly line of Lot 2, said Block 1, distant 31.04 feet northwesterly from the most southerly corner of said Lot 2 and said line there terminating.

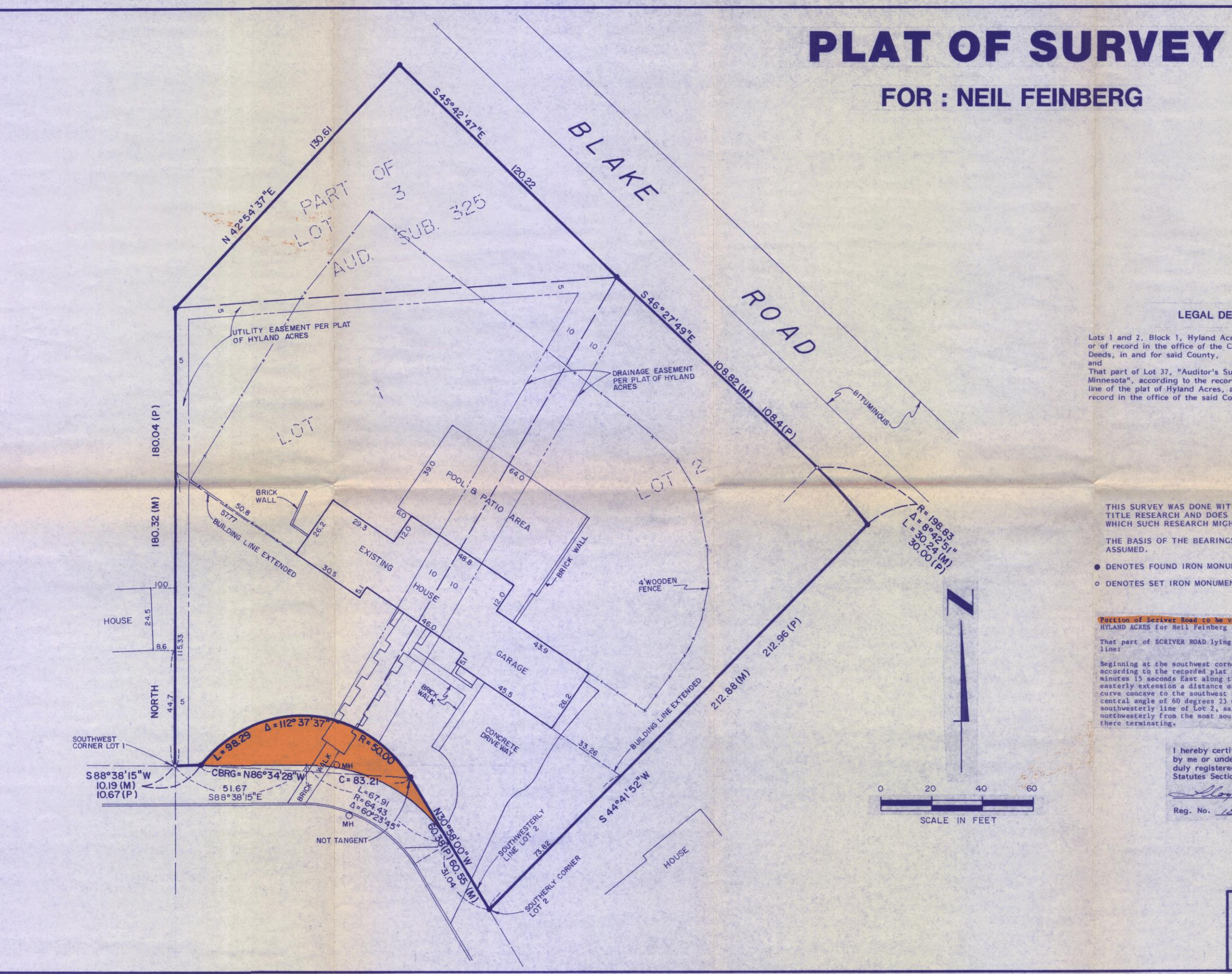
All persons who desire to be heard with respect to the question of whether or not the above proposed street right of way vacation is in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed street right of way vacation affects existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric, telephone, or cable television poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

BY ORDER OF THE EDINA CITY COUNCIL Marcella M. Daehn, City Clerk

LETTER OF TRANSMITTAL

7565 O EDEN	EN THORP PELLINEN OLSON IN FFICE RIDGE CIRCLE PRAIRIE, MN 55344-3644 829-0700	C. DATE: ATTN: SUBJ:	8/16/89 City Clerk	JOB NO:
T0:	1		Feinberg Survey	
· · · · · · · · · · · · · · · · · · ·	ina +b C+			
4801 W. 50th St. Edina, MN 55424			· · · · · · · · · · · · · · · · · · ·	
Luna, Wiv	33727			
WE ARE SENDI	NG YOU: <u>×</u> ATTAC	HED _		SEPARATE COVER FOLLOWING ITEMS
COPIES DATE		DESCRIPTION	l .	
1	Legal description of vacation	and shad	e are on survey	
THESE ARE TI	RANSMITTED AS CHECKED BEL	-OW:		
☐ FOR APPROVAL	■ APPROVED AS		· RESUBMI	T COPIES FOR APPROVAL
FOR YOUR USE	☐ APPROVED AS		 .	COPIES FOR DISTRIBUTION
☐ AS REQUESTED	■ RETURNED FOR	R CORRECTIONS	•	CORRECTED PRINTS
FOR REVIEW/CO	MMENT19		☐ PRINTS	RETURNED AFTER LOAN TO US
.REMARKS:				
	`			
				•
	<u> </u>			
	•			
COPY TO		SIGNED	Lloud &	Que l'





LEGAL DESCRIPTION

Lots 1 and 2, Block 1, Hyland Acres, according to the plat thereof on file or of record in the office of the County Recorder, formerly the Register of Deeds, in and for said County,

That part of Lot 37, "Auditor's Subdivision Number 325, Hennepin County, Minnesota", according to the recorded plat thereof, lying North of the North line of the plat of Hyland Acres, according to the plat thereof on file or of record in the office of the said County Recorder.

THIS SURVEY WAS DONE WITHOUT THE BENEFIT OF TITLE RESEARCH AND DOES NOT SHOW EASEMENTS WHICH SUCH RESEARCH MIGHT DIVULGE.

THE BASIS OF THE BEARINGS SHOWN HEREON IS

- DENOTES FOUND IRON MONUMENT
- O DENOTES SET IRON MONUMENT

Portion of Scriver Road to be vacated adjoining Lots 1 and 2, Block 1, HYLAND ACRES for Neil Feinberg

That part of SCRIVER ROAD lying northerly of the following described

Beginning at the southwest corner of Lot 1, Block 1, HYLAND ACRES, according to the recorded plat thereof; thence North 88 degrees 38 minutes 15 seconds East along the south line of said Lot 1 and its easterly extension a distance of 51.67 feet; thence 67.92 feet along a curve concave to the southwest having a radius of 64.43 feet and a central angle of 60 degrees 23 minutes 45 seconds, to a point on the southwesterly line of Lot 2, said Block 1, distant 31.04 feet northwesterly from the most southerly corner of said Lot 2 and said line there terminating. there terminating.

> I hereby certify that this survey was prepared by me or under my supervision and that I am a duly registered land surveyor under Minnesota Statutes Section 326.02 to 326.16.

> Reg. No. 18421 Date 8-3-89



8-3-89 8 NO. 89-144

59-38

